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Attorneys for Defendants
UBS FINANCIAL SERVICES INC. (also sued as
PAINE WEBBER) and UBS PARTNERPLUS PLAN
(erroneously sued as UBS/PAINE WEBBER
PARTNER'S PLUS)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ALVA GENE THANING,

Plaintiff,

v.

UBS/PAINE WEBBER, UBS/PAINE WEBBER
PARTNER'S PLUS, UBS FINANCIAL
SERVICES, INC.,

Defendant

No. 07-5528 PJH

**STIPULATION AND [PROPOSED]
ORDER OF DISMISSAL WITH
PREJUDICE**

Judge: Hon. Phyllis J. Hamilton

1 Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiff
2 Alva Gene Thaning and Defendants UBS Financial Services Inc. and UBS PartnerPlus Plan, by
3 their respective counsel, HEREBY STIPULATE that this action, including all claims asserted
4 herein, be dismissed with prejudice, with each party to bear its own costs and attorneys' fees and
5 all rights of appeal waived.

6 DATED: May 7, 2010
7

8 ASPELIN & BRIDGMAN, LLP
9

10 By: /S/James C. Bridgman
11 James C. Bridgman
12 Attorneys for Plaintiff
13 ALVA GENE THANING

14 DATED: May 7, 2010
15

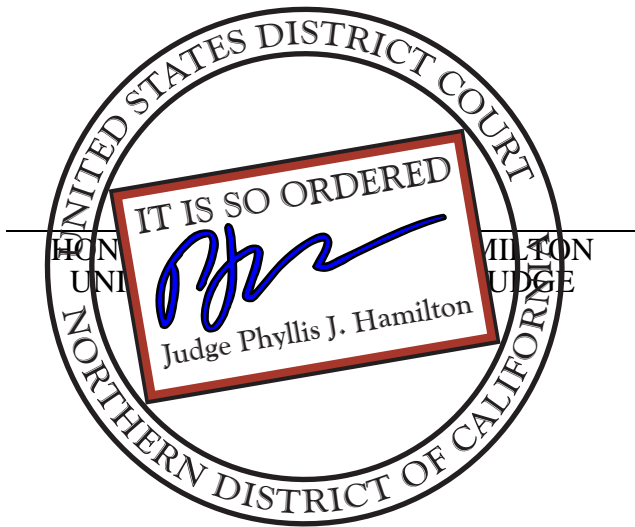
16 BINGHAM MCCUTCHEN LLP
17

18 By: /S/Walter M. Stella
19 Walter M. Stella
20 Attorneys for Defendants
21 UBS FINANCIAL SERVICES INC.
22 (also sued as PAINE WEBBER) and UBS
23 PARTNERPLUS PLAN (erroneously sued as
24 UBS/PAINE WEBBER PARTNER'S PLUS)
25
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[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: May 17, 2010



1 Attestation: I hereby attest that I have on file all holograph signatures for any
2 signatures indicated by a “conformed” signature (/s/) within this efiled document.

3
4 DATED: May 7, 2010

5 BINGHAM MCCUTCHEN LLP

6
7
8 By: /S/Walter M. Stella
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 Attorneys for Defendants
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